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Date: June 8, 2004

U.S. PTO/Group Art Unit  
To: 2187/Examiner C. Chace Fax #: 703-872-9306 Confirm#:

Client Matter#: 18006-401

From: Kevin A. Oliver Sender's Number: 1241 User #: 9007  
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Message

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Please find attached hereto, subject to a certificate of facsimile transmission to the above FAX number dated 8 June 2004, the following document with respect to U.S.S.N. 10/001,317:

RCE Transmittal (1 page) requesting entry of a 12 May 2004 Response, with authorization to charge fees to a deposit account.

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PAGE 1/2 \* RCVD AT 6/8/2004 5:07:24 PM [Eastern Daylight Time] \* SVR:USPTO-EFXXRF-1/1 \* DNIS:8729306 \* CSID:617 832 7000 \* DURATION (mm:ss):01-02

PTO/SB/30 (08-00)  
Approved for use through 10/31/2002. OMB 0851-0031  
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<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>  Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).	Application Number	10/001,317
	Filing Date	October 23, 2001
	Examiner Name	Christian Chace
	First Named Inventor	Kowalchik
	Group Art Unit	2187
	Attorney Docket Number	EMR-00401

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  
**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 12 May 2004  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

b. Enclosed

i. ☐ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 06-1448, Reference EMR-004.01

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)

ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print /Type)	Kevin A. Oliver	Registration No. (Attorney/Agent)	42,049
Signature		Date	June 8, 2004

CERTIFICATE OF MAILING OR TRANSMISSION			
I hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:			
Name (Print /Type)	Kevin A. Oliver	Date	June 8, 2004
Signature		Date	June 8, 2004

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